(3)

Civ 1993

CF 1005

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR.

WRIT PETITION NO. 1843 OF 2003.

PETITIONER : Ku. Laxmi Bai, D/o Late Shri Jagdish Ram Rajak, Aged about 33 years, Caste-Dhobi, R/o Barethpara Khairagarh, District Rajnandgaon, (C.G.).

P.R. No. 169/03
Presented by Shri Kiran Verma
dated 21.06.03

V E R S U S

RESPONDENTS : 1. State of Chhattisgarh, Through : The Secretary, Forest Department, D.K.S. Bhawan Raipur, (C.G.).

2. The Collector, District Rajnandgaon, (C.G.).

3. The District Forest Officer, Jashpur Nagar, District Jashpur Nagar, (C.G.).

4. The Treasury Officer, Rajnandgaon, District Rajnandgao (C.G.).

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CLERK 30.6.03 BILASPUR

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUE OF AN APPROPRIATE WRIT IN THE NATURE OF MANDAMUS/CERTIORARI ETC. OR DIRECTION/ORDER IN THE LIKE NATURE ETC.

CONTD,..2

XI-HC-22

(39)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक W.P.1843/ सन् 2003

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

30.07.2003

Sri R.M. Pandey, counsel for the petitioner.

Sri Ranbir Singh, Govt. Advocate for the respondents.

Heard both the counsel.

The return has been filed.

The grievance of the petitioner is that she is not being paid family pension in spite of the fact that she is a physically handicapped person and she is the daughter of Late Shri Jagdish Ram Rajak who was working as Forest Guard in the Forest Department at Tapkara Range in District Jashpur. He took voluntary retirement on 11.07.89. The petitioner received the family pension till December, 1996, and thereafter, the family pension has been stopped. The petitioner made a representation to respondent No.3 by a registered post on 14.03.2001 to start her pension as she is unable to do anything, she is unmarried and in future also there is no chance ~~of~~ her marriage Even after the receipt of the representation the respondents have not considered her case nor have they granted any family pension to the petitioner. Therefore, the respondents may be directed to grant her family pension from January, 1997 to till date.

Sri Ranbir Singh, the Govt. Advocate, submitted that since the petitioner has already attained the age of 25 years and the representation ~~which~~ the petitioner ~~sent~~ in the year 2001 was not

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

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supported by any certificate that she is a physically handicapped person and she is unmarried, therefore, her representation could not be processed and appropriate order could not be passed. He further submits that if the petitioner submits a representation along with necessary documents i.e. a certificate showing that she is a physically handicapped person and she is an unmarried lady, then her representation will be considered and processed and necessary order will be passed.

Having regard to the submission made by the learned Govt. Advocate for the respondents, the petitioner is directed to make a fresh representation within a period of fifteen days, accompanying ~~herein~~ the necessary certificates showing that she is a physically handicapped person and she is unmarried, the respondents shall consider her representation and pass appropriate order within a period of six weeks.

Accordingly, the petition stands disposed of.

Parties are entitled for certified copy of this order.

Sd/-
L.C.BHADOO
Judge

Soma

[पीछे देखिये